

WEST VIRGINIA LEGISLATURE

2024 REGULAR SESSION

Introduced

House Bill 4793

BY DELEGATES SMITH, HORNBY, ZATEZALO, RILEY,

HARDY, PHILLIPS, MCGEEHAN, CHIARELLI,

FEHRENBACHER, BRIDGES, AND WESTFALL

[Introduced January 16, 2024; Referred
to the Committee on Government Organization]

- 1 A BILL to amend and reenact §60-6-10 of the Code of West Virginia, 1931, as amended, relating
2 to allowing a person to manufacture a stated amount of alcoholic liquor for personal
3 consumption.

Be it enacted by the Legislature of West Virginia:

ARTICLE 6. MISCELLANEOUS PROVISIONS.

§60-6-10. Unlawful operation of plant manufacturing distilled spirits; exception for personal consumption.

- 1 (a) A person who unlawfully owns, operates, or maintains a plant for the manufacture of
2 distilled spirits, or aids or abets in the operation or maintenance of such a plant shall be guilty of
3 a felony and, upon conviction shall be fined not less than \$100 nor more than \$1,000 or confined
4 in the penitentiary not less than one nor more than five years.
- 5 (b) Notwithstanding the restriction of subsection (a) of this section, a person at least 21
6 years of age may manufacture alcoholic liquor for personal or family use. The aggregate amount
7 of alcoholic liquor manufactured per household may not exceed 50 gallons per calendar year, if
8 there are two or more persons over the age of 21 years, or 25 gallons per calendar year, if there
9 is only one person over the age of 21 years in the household. Any alcoholic liquor manufactured
10 under this section may not be sold or offered for sale.

NOTE: The purpose of this bill is to permit the manufacture in a limited amount of alcoholic liquor for personal use only and not for sale.

Strike-throughs indicate language that would be stricken from a heading or the present law and underscoring indicates new language that would be added.